

Nº 49409

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office ~~SEP 23 1985~~ NEW PRIORITY DATE: DEC 6 1990

Returned to applicant for correction

Corrected application filed

Map filed OCT 18 1985

The applicant Robert L. Pruett

Route 2, Box 69, of Gardnerville,
Street and No. or P.O. Box No. City or Town

Nevada 89410, hereby make application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is Wastewater discharge from Lahontan
Name of stream, lake, spring, underground or other source
National Fish Hatchery

2. The amount of water applied for is 1.88 c.f.s. but not to exceed 360 ac.-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet

3. The water to be used for Irrigation
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated 90

(b) Stockwater, state number and kinds of animals to be watered

(c) Other use (describe fully under "No. 12, Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec.
Describe as being within a 40-acre subdivision of public

23, T. 12N., R. 20E., M.D.B. & M., Douglas County, Nevada, from which
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.

the northeast cor. of said Sec. 23 bears N17°55'E, 3,500 feet.

6. Place of use Por. SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 11, T. 12N., R. 20E., M.D.B. & M. 20.25 ac.
Describe by legal subdivision. If on unsurveyed land, it should be so stated.

Por. NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 14, " " " 26.37 ac.

Por. SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 14, " " " 15.30 ac.

Por. NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14, " " " 24.00 ac.

Por. SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 14, " " " 4.08 ac.

7. Use will begin about Jan. 1 and end about Dec. 31, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Hatchery Outfall works, thence via Allerman Canal to Place of Use, thence via portable pumps, moveable pipelines and sprinklers for distribution in fields.
State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$10,000

10. Estimated time required to construct works 2 years
If well completed, describe works.
11. Estimated time required to complete the application of water to beneficial use 4 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water from the Fish Hatchery well, Permit No. 19723, owned by U.S.A., but located on the Robert L. Pruett Ranch, flows through the Lahontan National Fish Hatchery, is discharged directly into the Allerman Canal.

By s/ Robert Downer W.R.S. #314
2045 Calif. St.,
Carson City, NV 89701

Compared jm/js pm/se

Protested 12/27/85 by Settelmeyer Ranches, Arnold Settelmeyer
Pro. Affirmed 7/21/88, see
Ruling No. 3547

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

Permit 49409 is issued subject to all existing rights on the source.

Accurate measurements must be kept of water placed to beneficial use. Totalizing meters must be installed and maintained in the discharge pipelines for the pump at Well #4 and for each pump withdrawing water from the Allerman Canal for use under Permit 49409. Meter readings and dates and times must be recorded at start-up and shut-down for each pump and at the end of each month when operating. A substantial weir or other type of measuring device must be installed and maintained and measurements of water use recorded for any water diverted from the Allerman Canal by gravity flow for use under Permit 49409. The record of meter readings for each pump and the record of measurements for any weir or other measuring device for each month must be submitted by permittee to the State Engineer on a quarterly basis. The totalizing meters, weirs, and other measuring devices must be installed and operable before any use of water begins or before the Proof of Completion of Work is filed.

The State retains the right to regulate the use of the water herein granted at any and all times.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.88 cubic feet per second, but not to exceed 360 acre-feet annually and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before August 12, 1990

Proof of completion of work shall be filed on or before September 12, 1990

Application of water to beneficial use shall be made on or before August 12, 1992

Proof of the application of water to beneficial use shall be filed on or before September 12, 1992

Map in support of proof of beneficial use shall be filed on or before September 12, 1992

Completion of work filed IN TESTIMONY WHEREOF, I, PETER G. MORROS
State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed my office, this 12th day of August

Cultural map filed

Certificate No. Issued

A.D. 19 88

CANCELLED OCT 20 1995 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
STATE ENGINEER

218 (Rev.)
CANCELLED DEC 02 1990 BECAUSE OF FAILURE OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
STATE ENGINEER
an. rescinded 9-17-91

(PERMIT TERMS CONTINUED)

Water approved for appropriation under Permit 49409 is limited to that water withdrawn under Permits 22448 and 47267 from Well #4 located within SE $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 14, T. 12 N., R. 20 E., M. D. B. & M., or at a point from which the SE corner of said Section 14 bears S 12° 46' E a distance of 2791 feet, more or less. Water may be diverted for use under Permit 49409 only during the time period when water diverted under Permits 22448 and 47267 is being discharged from Lahontan National Fish Hatchery into the Allerman Canal. The diversion rate under Permit 49409 must not at any time exceed the pumping rate from the well under Permits 22448 and 47267.

Permittee must install and maintain in operating condition a reliable monitoring system to control and regulate waters diverted from Well #4 to ensure equitable distribution of well waters and Carson River waters which are conveyed by the Allerman Canal. The monitoring system, and any change to this system, must be approved by the State Engineer, the Federal Water Master, and the U.S. Fish and Wildlife Service before starting any work. The monitoring system must be installed and operable before any use of water begins or before the Proof of Completion of Work is filed.

Permittee must coordinate activities under Permit 49409 at any and all times with operating requirements of Lahontan National Fish Hatchery to prevent interference with Hatchery water rights.

The permit granted herein carries with it no provision or guarantee for continuous use or availability of water since the source is fish hatchery effluent wastewater. The diversion of water from the underground source (Well #4) for fish hatchery use is intermittent and is unreliable as a constant source.

This permit is issued for direct diversion of 1.88 c.f.s., therefore, secondary permits will not be required.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued subject to the provisions of State Engineer's Ruling Number 3547, dated July 21, 1988.

